



5-10-04

IFW RCE  
1744

PTO/SB/30 (09-03)

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# Request for Continued Examination (RCE) Transmittal

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|                        |                    |
|------------------------|--------------------|
| Application Number     | 09/583,626         |
| Filing Date            | May 31, 2000       |
| First Named Inventor   | Ingram S. Chodorow |
| Art Unit               | 1744               |
| Examiner Name          | Mark Spisich       |
| Attorney Docket Number | 67900/39           |

**This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.**

Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

- a. ☒ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.

i. ☐ Consider the arguments in the Appeal Brief or Rely Brief previously filed on \_\_\_\_\_

ii. ☐ Other \_\_\_\_\_

- b. ☐ Enclosed

i. ☐ Amendment/Reply

iii. ☐ Information Disclosure Statement (IDS)

ii. ☐ Affidavit(s)/ Declaration(s)

iv. ☐ Other \_\_\_\_\_

## 2. Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)
- b. ☐ Other \_\_\_\_\_

## 3. Fees

The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

- a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 01-1785

i. ☐ RCE fee required under 37 CFR 1.17(e)

ii. ☐ Extension of time fee (37 CFR 1.136 and 1.17)

iii. ☒ Other \$650 check enclosed for RCE-\$385 + 3rd mo. ext. \$265 (\$475-\$210 already paid)

- b. ☒ Check in the amount of \$ \$650 enclosed

- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

|                   |                        |                                   |             |
|-------------------|------------------------|-----------------------------------|-------------|
| Name (Print/Type) | J. David Dainow        | Registration No. (Attorney/Agent) | 22,959      |
| Signature         | <i>J. David Dainow</i> | Date                              | May 7, 2004 |

## CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

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|-------------------|---------------------------|------------------------|-----------------|
| Name (Print/Type) | Stephen M. Connors        | Express Mail Label No. | EL 996375554 US |
| Signature         | <i>Stephen M. Connors</i> | Date                   | May 7, 2004     |

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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**AMSTER  
ROTHSTEIN  
& EBENSTEIN LLP**

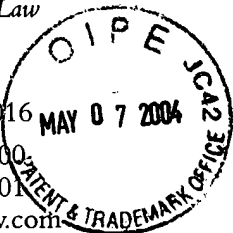
*Intellectual Property Law*

90 Park Avenue  
New York NY 10016

Main 212 336 8000

Fax 212 336 8001

Web [www.arelaw.com](http://www.arelaw.com)



*Partners*  
Morton Amster  
Jesse Rothstein (1934 - 2003)  
Daniel Ebenstein  
Philip H. Gottfried  
Michael J. Berger  
Neil M. Zipkin  
Anthony F. Lo Cicero  
Kenneth P. George  
Abraham Kasdan, Ph.D.  
Ira E. Silfin  
Chester Rothstein  
Craig J. Arnold  
Kenneth M. Bernstein

*Senior Counsel*  
Charles R. Macedo  
Mark J. Rosenberg  
Nancy M. Dodderidge

*Of Counsel*  
Jerry D. Dainow

*Associates*  
Neal L. Rosenberg  
Patrick Boland\*  
Trebzor Lloyd  
Joseph M. Casino  
John S. Economou

Michael V. Solomita  
Holly Pekowsky  
Michael P. Kenney  
Marion P. Metelski  
Max Vern  
Dana R. Metes  
Karl J. Kolbinger  
Brian A. Comack  
Richard S. Mandaro  
Marc J. Jason  
Elie H. Gendloff, Ph.D.  
David Mitnick  
Charles W. Rath  
David A. Boag

Karen J. Bernstein  
Matthieu Hausig  
Jung S. Hahn  
Reiko Kaji  
Alan D. Miller, Ph.D.  
Hsin-Hsin (Ginger) Liu  
John A. Lepore\*  
Norraean McCaffrey

\*Not admitted in New York

May 7, 2004

Jerry D. Dainow  
Direct 212 336 8056  
E-mail [jdainow@arelaw.com](mailto:jdainow@arelaw.com)

Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

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| Name:   | Stephen McGonigle |
| Signature:  |                   |

Re: U.S. Patent Application No. 09/583,626  
AUTOMATIC PRESSURE RELEASE TOOTHBRUSH I  
Inventor: Ingram S. Chodorow  
Our File: 67900/39

Sir:

We enclose the following:

1. Request for Continued Examination (RCE) Transmittal (PTO/SB/30); please enter the previously filed Amendment dated April 2, 2004.
2. Amster, Rothstein & Ebenstein LLP Check (\$650) which covers: (a) \$385 RCE fee and (b) \$265 for 3<sup>rd</sup> month extension fee. Please note that regarding the three month extension fee total of \$475, \$210 was previously paid for two months, thus there is a balance due of \$265 for the 3<sup>rd</sup> month.
3. Postcard Receipt

If there is any deficiency in our payment herein by the \$650 check for the RCE and/or the 3<sup>rd</sup> month extension fee or for any other fee required at this time, please

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265.00 OP

May 7, 2004

charge our Deposit Account No.01-1785 or credit any overpayment to said deposit account. A duplicate copy of this letter is enclosed.

Respectfully submitted,

AMSTER, ROTHSTEIN & EBENSTEIN LLP  
Attorneys for Applicant  
90 Park Avenue  
New York, New York 10016  
(212) 336-8000

Dated: New York, New York  
May 7, 2004

By: 

J. David Dainow  
Registration No. 22,959

JDD/smc  
Enclosures